

Current Status of the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (currently amended) A construction material comprising:
a plurality of flexible strips, said strips helically wound upon one another to form a cylindrical pole; and
securing means for securing said strips to one another; and
at least one transverse hole disposed through said construction material.
2. (original) The construction material of Claim 1 further comprising encasing means for encasing said pole.
3. (original) The construction material of Claim 1 wherein said flexible strips are rubber.
4. (original) The construction material of Claim 3 wherein said flexible strips correspond to sidewalls and treads of a tire and are cut therefrom.
5. (original) The construction material of Claim 1 wherein said securing means comprises polymer resin.
6. (original) The construction material of Claim 1 wherein said securing means is a fastener.
7. (original) The construction material of Claim 6 wherein said fastener is selected from the group consisting of nails, screws and staples.
8. (original) The construction material of Claim 1 further comprising a central longitudinally disposed mandrel upon which said flexible layers are helically wound.

9. (original) The construction material of Claim 8 wherein said mandrel is hollow.
10. (original) The construction material of Claim 8 wherein said mandrel is operatively arranged for removal.
11. (currently amended) The construction material of Claim 1 further comprising a hollow tube disposed through at least one of said construction material at least one transverse holes.
12. (original) The construction material of Claim 11 wherein said hollow tube is disposed through a diameter of said cylindrical pole.
13. (original) The construction material of Claim 1 comprising a utility pole.
14. (original) The construction material of Claim 1 adapted to form a guardrail.
15. (currently amended) A method of producing a pole comprising:
 - cutting the sidewalls and treads from a tire to form separate flat strips;
 - helically winding said strips upon one another and securing said strips to one another to form a cylindrical pole of desired diameter;
 - creating at least one transverse hole through said cylindrical pole; and
 - encasing said cylindrical pole.
16. (currently amended) A construction material comprising:
 - a plurality of flexible strips formed from the tread and side wall portions of a tire, said flexible strips wound about a mandrel and upon one another to form said construction material; and,

Attorney Docket No. HANP:101aUS
U.S. Patent Application No. 10/708,982
Reply to Office Action of December 16, 2005
Date: March 16, 2006

means for securing said flexible strips to one another, said construction material having at least one planar side disposed along its length; and
at least one transverse hole disposed therethrough.

17. (currently amended) The construction material of Claim 16 further comprising a hollow tube disposed ~~therethrough~~ through at least one of said at least one transverse holes.

18. (new) The construction material of Claim 11 wherein a nut and bolt assembly is passed through one of said at least one tube.

19. (new) The construction material of Claim 20 wherein a nut and bolt assembly is passed through one of said at least one tube.